



GAIL FARBER, Director

## COUNTY OF LOS ANGELES DEPARTMENT OF PUBLIC WORKS

*"To Enrich Lives Through Effective and Caring Service"*

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ADDRESS ALL CORRESPONDENCE TO:  
P.O. BOX 1460  
ALHAMBRA, CALIFORNIA 91802-1460

June 18, 2013

The Honorable Board of Supervisors  
County of Los Angeles  
383 Kenneth Hahn Hall of Administration  
500 West Temple Street  
Los Angeles, California 90012

Dear Supervisors:

### ADOPTED

BOARD OF SUPERVISORS  
COUNTY OF LOS ANGELES

41 June 18, 2013

*Sachi A. Hamai*  
SACHI A. HAMAI  
EXECUTIVE OFFICER

**AWARD OF A PUBLIC WORKS CONSTRUCTION CONTRACT  
WORKMAN MILL ROAD FROM OAKMAN DRIVE  
TO 700 FEET WEST OF 3RD AVENUE  
IN THE CITY OF INDUSTRY AND  
IN THE UNINCORPORATED COMMUNITY OF  
AVOCADO HEIGHTS  
(SUPERVISORIAL DISTRICT 1)  
(3 VOTES)**

### **SUBJECT**

This action is to award a public works construction contract to Sully-Miller Contracting Company, for Workman Mill Road from Oakman Drive to 700 feet west of 3rd Avenue and authorize the Director of Public Works or her designee to execute a construction contract for work in the City of Industry and in the unincorporated community of Avocado Heights.

### **IT IS RECOMMENDED THAT THE BOARD:**

Award and authorize the Director of Public Works or her designee to execute a construction contract and establish the effective date following receipt of approved Faithful Performance and Labor and Material Bonds and insurance certificate filed by the contractor for Project ID No. RDC0014154 – Workman Mill Road from Oakman Drive to 700 feet west of 3rd Avenue, for cold milling and resurfacing of roadway pavement with asphalt rubber hot mix on asphalt rubber and aggregate membrane; construction of a Portland cement concrete bus pad; reconstruction of curb and gutter, sidewalk, curb ramps, and driveway; traffic signal modifications; and striping and pavement markings, in the City of Industry and in the unincorporated community of Avocado Heights, to Sully-Miller Contracting Company, in the amount of \$843,861.70.

## **PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION**

The purpose of the recommended action is to obtain approval of the project from the Board to award this construction contract and authorize the Director of Public Works or her designee to execute the contract and establish the effective contract date following receipt of approved Faithful Performance and Labor and Material Bonds and insurance certificate filed by the contractor for this project.

On April 2, 2013, Agenda Item 37, the Board approved the project; adopted the plans and specifications; called for bids to be received on April 30, 2013; and instructed the Executive Officer of the Board of Supervisors to advertise the project.

The enclosure includes the project description, the call for bids and bid opening date, a tabulation of bids, and financial information. The certified record of receipt of bids and the original bid proposal are also enclosed for this project.

The recommended award of the construction contract is necessary to execute a Board directed and approved Department of Public Works project in support of operational missions. The Board's approval of the recommended contract award and the subsequent execution of the contract will ensure the timely completion of the project.

## **Implementation of Strategic Plan Goals**

The Countywide Strategic Plan directs the provisions of Operational Effectiveness (Goal 1) and Integrated Services Delivery (Goal 3). Awarding this contract will provide improved infrastructure to better serve the public and enhance the quality of life in the affected city and community.

## **FISCAL IMPACT/FINANCING**

This action will have no impact to the County General Fund.

The construction cost of \$843,861.70 is included in the First Supervisorial District's Road Construction Program in the Fiscal Year 2012-13 Proposition C Local Return Fund and Road Fund Budgets.

The enclosure includes the amount of the recommended contract as compared with the engineer's estimate, the other bids received, and more detailed fiscal and financial information.

## **FACTS AND PROVISIONS/LEGAL REQUIREMENTS**

The contract agreement will be in the form previously reviewed and approved as to form by County Counsel. The recommended contract was solicited on an open competitive basis and is in accordance with applicable Federal, State, and County requirements. The contractor is in compliance with the Chief Executive Officer's and the Board's requirements.

The award of this contract will not result in unauthorized disclosure of confidential information and will be in full compliance with Federal, State, and County regulations. This contract contains terms and conditions supporting the Board's ordinances, policies, and programs including, but not limited to: the County of Los Angeles' Greater Avenues for Independence and General Relief Opportunities for Work Programs (GAIN and GROW), Board Policy No. 5.050; Contract Language to Assist in Placement of Displaced County Workers, Board Policy No. 5.110; Reporting of Improper

Solicitations, Board Policy No. 5.060; Notice to Contract Employees of Newborn Abandonment Law (Safely Surrendered Baby Law), Board Policy No. 5.135; Contractor Employee Jury Service Program, Los Angeles County Code, Chapter 2.203; Notice to Employees Regarding the Federal Earned Income Credit (Federal Income Tax Law, Internal Revenue Service Notice 1015); Contractor Responsibility and Debarment, Los Angeles County Code, Chapter 2.202; the County's Child Support Compliance Program, Los Angeles County Code, Chapter 2.200; the County's Defaulted Property Tax Reduction Program Ordinance, Los Angeles County Code, Chapter 2.206; Local Business Enterprise Preference Program, Los Angeles County Code, Chapter 2.204; and the standard Board directed clauses that provide for contract termination or renegotiation.

The State Public Contract Code requires the County to award construction contracts to a responsible contractor with the lowest responsive bid, which is defined as the firm that: (1) submits the bid with the lowest cost; (2) is deemed by the County to be responsive to specific criteria under the solicitation including, but not limited to, licensure, bonding, and insurance requirements; and (3) is determined by the County to be a responsible bidder by exhibiting the capability, capacity, experience, trustworthiness, and financial wherewithal to perform the work required under the bid solicitation.

To ensure the contract is awarded to a responsible contractor with a satisfactory history of performance, bidders are required to report violations of the False Claims Act, criminal convictions, civil litigation, defaulted contracts with the County, complaints filed with the Contractor's State License Board, labor law/payroll violations, and debarment actions. As provided for in Board Policy No. 5.140, the information reported by each respective contractor was considered before making this recommendation to award.

The plans and specifications include the contractual provisions, methods, and material requirements necessary for this project and are on file with Public Works.

## **ENVIRONMENTAL DOCUMENTATION**

On April 2, 2013, Agenda Item 37, the Board found this project to be categorically exempt from the provisions of the California Environmental Quality Act.

## **CONTRACTING PROCESS**

The contract was solicited on an open-competitive basis in accordance with the provisions of the State Public Contract Code.

The State Labor Code requires contractors to pay prevailing wage rates to all persons employed on public works construction contracts. These rates are determined by the Department of Industrial Relations and include contributions for fringe benefits such as vacations, pension funds, training, and health plans for each employee.

To further increase contractor awareness of contracting opportunities with Public Works, this project was listed on the County website for upcoming bids. Public Works will review and approve the Faithful Performance and payment bonds filed by the contractor.

## **IMPACT ON CURRENT SERVICES (OR PROJECTS)**

This construction contract will result in improved public works infrastructure in the city and community where the work is scheduled.

**CONCLUSION**

Please return one adopted copy of this letter to the Department of Public Works, Construction Division.

Respectfully submitted,

A handwritten signature in cursive script that reads "Gail Farber".

GAIL FARBER  
Director

GF:JTS:lg

Enclosures

c: Chief Executive Office (Rita Robinson)  
County Counsel  
Executive Office  
Internal Services Department (Countywide  
Contract Compliance)

AWARD OF CONTRACT  
June 18, 2013

PROJECT ID NO. RDC0014154 – Workman Mill Road – Oakman Drive to 700 Feet west of 3rd Avenue, (in the City of Industry and the unincorporated community of Avocado Heights), Supervisorial District 1.

TYPE OF WORK: Cold milling and resurfacing of roadway pavement with asphalt rubber hot mix on asphalt rubber and aggregate membrane; construction of a Portland cement concrete bus pad; reconstruction of curb and gutter, sidewalk, curb ramps, and driveway; traffic signal modifications; and striping and pavement markings; and the performance of other appurtenant work.

CALL FOR BIDS DATE: April 2, 2013 (Agenda Item 37)

BID OPENING DATE: April 30, 2013

BID SUMMARY:

Low	Sully-Miller Contracting Company 135 South State College Boulevard, Suite 400 Brea, California 92821 (714) 578-9600	\$ 843,861.70
2	Excel Paving Company	\$ 887,322.50
3	Gentry Brothers, Inc.	\$ 981,285.85
4	Hardy & Harper, Inc.	\$1,056,338.00
5	All American Asphalt	\$1,441,983.09

FINANCIAL INFORMATION:

Amount of estimate	\$1,017,992.00
Amount of recommended contract	\$ 843,861.70
Amount of recommended contract below estimate	\$ 174,130.30

The amount of recommended contract is 17 percent below the estimate.

City-County Cooperative Agreement No. 77698 provides for the County of Los Angeles to perform the preliminary engineering and administer the construction of the project, with the City of Industry and County to finance their respective jurisdictional shares of the project costs, estimated to be \$19,000 and \$1,703,000, respectively.

Financing for this project is included in the First Supervisorial District's Road Construction Program in the recommended Fiscal Year 2012-13 Proposition C Local Return Fund and Road Fund Budgets.

ENVIRONMENTAL IMPACT:

On April 2, 2013, Agenda Item 37, the Board found this project to be categorically exempt from the provisions of the California Environmental Quality Act.

CONSTRUCTION SCHEDULE:

The contract specifications require the work to be completed in 40 working days. It is estimated the work will start in September 2013 and be completed in November 2013.

HH:ma

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